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March 17, 2006

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FROM: BRADLEY M. KNEPPER

TELEPHONE: 303/863-9700

DATE: March 17, 2006

TIME: 3:45 pm.

NUMBER OF PAGES (including this page): 2

SR FILE NO.: 4430

TO: COMMISSIONER FOR PATENTS  
MAIL STOP AMENDMENT

FAX: (571) 273-8300

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Richard W. BUSSER

Examiner: TRAN, Philip B.

Art Unit: 2155

Serial No.: 10/008,987

Confirmation No.: 5846

Filed: November 2, 2001

Atty. Docket No.: 4430-34

FOR: DATA MIRRORING BETWEEN CONTROLLERS IN AN ACTIVE-ACTIVE CONTROLLER PAIR

## CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I HEREBY CERTIFY THAT THE ATTACHED CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE VIA FACSIMILE No. (571) 273-8300, ON: March 17, 2006.

REQUEST FOR CONTINUED EXAMINATION (RCE) (1 PAGE).

  
Claudia Mendoza

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<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application No.	10/008,987
	Filing Date	November 2, 2001
	First Named Inventor	Richard W. Busser
	Art Unit	2155
	Examiner	TRAN, Philip B.
	Attorney Docket No.	4430-34
	Express Mail No.	VIA FACSIMILE (571) 273-8300

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**MAR 17 2006**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. § 1.114.** Note: If the RCE is proper, any previously-filed, unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendments.

- a. ☒ Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
- i. ☒ Consider the arguments in the Appeal Brief or Reply Brief previously filed on February 27, 2006.

ii. ☐ Other \_\_\_\_\_

- b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)


iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required).
- b. ☐ Other \_\_\_\_\_

3. **Fees.** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-1970.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed).

Signature		Date	March 17, 2006
Name (Print/Type)	BRADLEY M. KNEPPER	Registration No. (Attorney/Agent)	44,189